

Message Text

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ACTION EUR-12

INFO OCT-01 ARA-06 EA-06 IO-10 ISO-00 ACDA-05 CIAE-00

INR-07 L-03 NSAE-00 NSC-05 EB-07 NRC-05 OES-03

FEAE-00 ERDA-05 MC-02 DODE-00 PM-03 H-02 PA-01 PRS-01

SP-02 SS-15 USIA-06 (ISO) W

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R 021624Z JUL 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 1157

INFO AMEMBASSY BRASILIA

AMEMBASSY BUENOS AIRES

AMEMBASSY LONDON

AMEMBASSY OTTAWA

AMEMBASSY PARIS

AMEMBASSY TOKYO

AMCONSUL RIO DE JANEIRO

USMISSION EC BRUSSELS

USMISSION IAEA VIENNA

C O N F I D E N T I A L SECTION 01 OF 02 BONN 10770

E.O. 11652: XGDS-1

TAGS: TECH, GW, BR

SUBJECT: GERMAN-BRAZILIAN NUCLEAR AGREEMENT

REF: BONN 10706

1. ON JUNE 27,1975, THE FOREIGN MINISTERS OF THE
FEDERAL REPUBLIC OF GERMANY AND OF BRAZIL SIGNED THE
AGREEMENT CONTAINED IN REFTEL. A SECOND DOCUMENT WAS
SIGNED ON THE SAME DAY BY THE FRG MINISTER FOR RESEARCH
AND TECHNOLOGY, MATTHOEFER, AND THE BRAZILIAN
MINISTER OF MINES AND ENERGY UEKI. THE EMBASSY
OBTAINED A COPY OF THIS SECOND AGREEMENT, WHICH WILL
NOT BE MADE PUBLIC, ON A CONFIDENTIAL BASIS. IT IS
THE "INSTRUMENT" WHICH AUTHORIZES BOTH GERMAN AND
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BRAZILIAN INDUSTRIES TO NEGOTIATE "SPECIFIC

"GUIDELINES" COVERING THEIR FUTURE COOPERATION.

2. THESE "SPECIFIC GUIDELINES" WHICH FORM ANNEXES TO THE "INSTRUMENT" ARE CONSIDERED COMMERCIALLY SENSITIVE. OUR CONTACTS WERE NOT RPT NOT WILLING TO MAKE COPIES AVAILABLE. WE WERE INFORMED THAT THE GUIDELINES OF OCTOBER 3, 1974, ALSO MENTIONED IN REFTEL, WHICH AUTHORIZED THE INITIAL NEGOTIATIONS BETWEEN GERMAN AND BRAZILIAN INDUSTRIES, ARE IN SUBSTANCE ESSENTIALLY THE SAME AS THIS "INSTRUMENT." THE TEXT IS GIVEN BELOW:

BEGIN TEXT:

INSTRUMENTS OF THE GOVERNMENTS OF THE FEDERAL REPUBLIC OF GERMANY AND OF BRAZIL ON THE IMPLEMENTATION OF THE AGREEMENT ON COOPERATION IN THE PEACEFUL USES OF NUCLEAR ENERGY OF JUNE 27TH 1975.

(1) ACCORDING TO ARTICLE 1 OF THE AGREEMENT ON COOPERATION IN THE PEACEFUL USES OF NUCLEAR ENERGY SIGNED THIS 27TH DAY OF JUNE 1975 AT BONN, THE GOVERNMENTS OF THE FEDERAL REPUBLIC OF GERMANY AND OF BRAZIL WILL PROMOTE A PROGRAM OF COOPERATION AS OUTLINED IN THE ABOVE-MENTIONED ARTICLE.

(2) TO IMPLEMENT THIS PROGRAM BANKS AND PRIVATE INDUSTRIAL COMPANIES IN THE FEDERAL REPUBLIC OF GERMANY INVOLVED IN THE ENVISAGED COOPERATION ON THE ONE HAND AND, NUCLEBRAS ON THE OTHER, HAVE, IN MEETINGS HELD IN THE FEDERAL REPUBLIC OF GERMANY AND IN BRAZIL, UNDERTAKEN THE ELABORATION OF SPECIFIC GUIDELINES FOR THE NEGOTIATION OF SPECIFIC COMMERCIAL AGREEMENTS AND CONTRACTS IN EACH OF THE ENVISAGED AREAS OF COOPERATION.

THE SPECIFIC GUIDELINES ARE ANNEXED TO THIS INSTRUMENT AND COVER THE FOLLOWING AREAS:

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ANNEX 1 - PROSPECTION, EXPLORATION, DEVELOPMENT, MINING AND EXPLOITATION OF URANIUM DEPOSITS IN BRAZIL AS WELL AS THE PRODUCTION OF NATURAL URANIUM CONCENTRATES AND COMPOUNDS.

ANNEX 2 - URANIUM ENRICHMENT
2.1 DEMONSTRATION PLANT IN BRAZIL
2.2 JOINT TECHNOLOGY PROGRAM IN THE

FEDERAL REPUBLIC OF GERMANY
ANNEX 3 - NUCLEAR REACTOR INDUSTRY
3.1 POWER PLANT EQUIPMENT
3.2 ENGINEERING COMPANY
3.3 HEAVY COMPONENTS COMPANY

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INFO AMEMBASSY BRASILIA

AMEMBASSY BUENOS AIRES

AMEMBASSY LONDON

AMEMBASSY OTTAWA

AMEMBASSY PARIS

AMEMBASSY TOKYO

AMCONSUL RIO DE JANEIRO

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C O N F I D E N T I A L SECTION 02 OF 02 BONN 10770

3.4 NUCLEAR FUEL ASSEMBLY SUPPLY
AND FABRICATION

ANNEX 4 - REPROCESSING OF IRRADIATED FUELS

ANNEX 5 - FINANCING

(3) THE TWO GOVERNMENTS CONSIDER THE SPECIFIC

GUIDELINES TO BE CONSISTENT WITH AND TO IMPLEMENT
THE PROGRAM OF COOPERATION OUTLINED IN ARTICLE 1,
PARAGRAPH (1) OF THE AGREEMENT, THUS FURTHER
DEVELOPING THE PROGRAM OF INDUSTRIAL COOPERATION
AS AGREED UPON IN BRASILIA ON OCTOBER 3RD 1974,
WHICH REMAINS VALID SUBJECT TO THE PROVISIONS OF
THE SPECIFIC GUIDELINES.

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IN CONFORMITY WITH ARTICLE 1 OF THE AGREEMENT,
THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY
ON THE ONE HAND AND THE BRAZILIAN GOVERNMENT ON
THE OTHER HAND EACH APPROVES THE SPECIFIC
GUIDELINES INSOFAR AS ITS RESPECTIVE RIGHTS AND
OBLIGATIONS IN THE IMPLEMENTATION OF THE ENVISAGED
COOPERATION ARE CONCERNED.

FURTHERMORE IT IS HEREBY STATED AND CONFIRMED
- BY THE GOVERNMENT OF THE FEDERAL REPUBLIC OF
GERMANY, THAT IT WILL DO EVERYTHING NECESSARY
- TO MAKE AVAILABLE THE LICENSES FOR PATENTS
HELD BY GESELLSCHAFT FUER KERNFORSCHUNG MBH,
KARLSRUHE, AS FAR AS IS REQUIRED FOR THE
IMPLEMENTATION OF THE COOPERATION ENVISAGED
IN ANNEX 2 (URANIUM ENRICHMENT) AND 4
(REPROCESSING) TO THIS INSTRUMENT, AS WELL AS
- FOR THE IMPLEMENTATION OF THE ARRANGEMENT ON
URANIUM ENRICHMENT SERVICES AS AGREED UPON
ON MAY 13TH, 1975,

- BY THE GOVERNMENT OF BRAZIL, THAT IT WILL DO
EVERYTHING NECESSARY FOR THE IMPLEMENTATION OF
THE ARRANGEMENT CONCERNING URANIUM ENRICHMENT
SERVICES, AS AGREED UPON ON MAY 13TH 1975, AS WELL
AS THROUGH NUCLEBRAS AND IN ACCORDANCE WITH
THE PROVISIONS OF ACT NO. 6.189/74 OF THE MARKETING
AND EXPORT CONCEPT AS SET FORTH IN ARTICLE 7 OF
ANNEX 4 TO THE PROGRAM OF INDUSTRIAL COOPERATION
OF OCTOBER 3RD 1974

ESPECIALLY

THAT PRODUCTS OF THE JOINT COMPANY NUCLEBRAS-UG
CAN BE SOLD TO NUCLEBRAS AT THE BEST PRICES
AVAILABLE ON THE MARKET, AND
THAT THE EXPORT QUOTAS AS SPECIFIED IN ARTICLE
7 D OF ANNEX 4 TO THE PROGRAM OF OCTOBER 3RD
1974 ARE MADE AVAILABLE BY NUCLEBRAS TO THE
URANGESELLSCHAFT UNDER THE NOBLEST FORM POSSIBLE
AND AT THE BEST PRICES AVAILABLE ON THE MARKET.

(4) BY VIRTUE OF ARTICLE 1 OF THE AGREEMENT, THE GENERAL
AIM OF THE COOPERATION PROGRAM BETWEEN THE FEDERAL
REPUBLIC OF GERMANY AND BRAZIL IS TO SET UP IN

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BRAZIL AN INDUSTRIAL CAPACITY IN ALL AREAS OF THE
PEACEFUL USES OF NUCLEAR ENERGY, TO SECURE THE
NECESSARY TRANSFER OF TECHNOLOGY AND TO HELP MEET
THE URANIUM REQUIREMENTS OF THE FEDERAL REPUBLIC OF
GERMANY.

DONE AT BONN, JUNE 27TH 1975

THE FEDERAL MINISTER FOR RESEARCH AND
TECHNOLOGY OF THE FEDERAL REPUBLIC OF GERMANY
/S/ (MATTHOEFER)

THE MINISTER FOR MINES AND ENERGY
OF THE FEDERATIVE REPUBLIC OF BRAZIL
/S/ (SHIGEAKI UEKI)

END OF TEXT
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